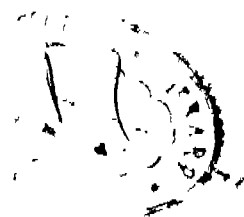




भारत का राजपत्र The Gazette of India



असाधारण

EXTRAORDINARY

भाग II—खण्ड 1

PART II—Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (Legislative Department)

New Delhi, the 4th December, 1976/Agrahayana 13, 1898 (Saka)

The following President's Act is published for general information:—

THE GUJARAT AGRICULTURAL LANDS CEILING (A MENDMENT) ACT, 1976

No. 43 OF 1976

Enacted by the President in the Twenty-seventh Year of the Republic of India.

An Act further to amend the Gujarat Agricultural Lands Ceiling Act, 1960

44 of 1976. In exercise of the powers conferred by section 3 of the Gujarat State Legislature (Delegation of Powers) Act, 1976, the President is pleased to enact as follows:—

1. This Act may be called the Gujarat Agricultural Lands Ceiling (Amendment) Act, 1976. Short title.

Guj.
XXVII of
1961.

2. In section 2 of the Gujarat Agricultural Lands Ceiling Act, 1960 (hereinafter referred to as the principal Act), in clause (6),—

Amend-
ment of
section 2.

Bom. VII
of 1879.

(1) in Explanation II, for the words, brackets and figures "a Canal-Officer as defined in clause (6) of section 3 of the Bombay Irrigation Act, 1879", the words "a competent officer" shall be substituted;

(2) after *Explanation II* as so amended, the following *Explanation* shall be inserted, namely:—

'Explanation III.—For the purposes of *Explanation II*, “competent officer” means—

(a) in relation to any land or source of water which is situated within the jurisdiction of a Canal-Officer as defined in clause (6) of section 3 of the Bombay Irrigation Act, 1879, such Canal-Officer; and

Bom. VII
of 1879.

(b) in relation to any other land or source of water, such officer as the State Government may, by notification in the Official Gazette, designate in this behalf.’

Amend-
ment of
section
293.

3. In section 29B of the principal Act, after the word and figures “section 21”, the words and figures “or section 26” shall be inserted.

Amend-
ment of
section 53.

4. In section 53 of the principal Act, in sub-section (2), after clause (xii), the following clause shall be inserted, namely:—

“(xii-a) the allotment of orchards or blocks of land and the occupancy price, if any, to be provided therefor under section 29A.”.

FAKIRUDDIN ALI AHMED,
President.

K. K. SUNDARAM,
Secy. to the Govt. of India.

Reasons for the enactment

Under the Gujarat Agricultural Lands Ceiling Act, 1960, the levels of ceiling applicable to a family of five members for perennially irrigated land and seasonally irrigated land have been fixed at 10—18 acres and 27 acres respectively. *Explanation II* to clause (6) of section 2 of the said Act provides that the authority to certify whether a piece of land is perennially or seasonally irrigated and whether a source of water is perennial or not is vested in the Canal-Officer. A Canal-Officer is defined in clause (6) of section 3 of the Bombay Irrigation Act, 1879, and his jurisdiction is restricted to the command areas of the irrigation projects only. Since the classification of land in terms of its irrigation facility has to be done throughout the State for the purpose of the implementation of the land ceiling law, it is considered necessary to authorise Canal-Officers within their respective jurisdictions and other designated officers in respect of other areas to perform this function. Opportunity is being availed of to make a few amendments of a purely consequential nature in the Act. This measure seeks to achieve the aforesaid objects.

2. The Consultative Committee constituted under the proviso to subsection (2) of section 3 of the Gujarat State Legislature (Delegation of Powers) Act, 1976 (44 of 1976), has been consulted before the enactment of this measure as a President's Act.

K. S. NARANG,

Secy. to the Govt. of India,

Ministry of Agriculture and Irrigation

(Department of Agriculture).

